

CLEAN AIR ACT7-45. Noncompliance Penalty: Notice of Noncompliance

1. **AUTHORITY.** Pursuant to regulations promulgated under the noncompliance penalty section, Section 120, of the Clean Air Act, to provide a brief but reasonably specific notice of noncompliance to each person who is not in compliance.
2. **TO WHOM REDELEGATED.** Director, Enforcement and Compliance Assurance Division.
3. **LIMITATIONS.**
  - a. Any official exercising this authority, must consult with the assistant administrator for the Office of Enforcement and Compliance Assurance prior to doing so. The AA may waive consultation in writing.
  - b. Any official exercising this authority must obtain prior concurrence of the regional counsel or designee.
4. **REDELEGATION AUTHORITY.**
  - a. This authority may be redelegated to the branch chief level, or equivalent, and no further.
  - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCE.** Section 120 of the CAA.



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Debra H. Thomas  
Acting Regional Administrator



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Date